

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**AT NASHVILLE, TENNESSEE**

**August 27, 2002**

**IN RE:**

**COMPLAINT OF US LEC OF TENNESSEE,  
INC. AGAINST ELECTRIC POWER BOARD  
OF CHATTANOOGA**

**DOCKET NO.  
02-00562**

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**ORDER ESTABLISHING PROCEDURAL SCHEDULE**

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In order to establish a procedural schedule in this matter, a Status Conference was held on August 21, 2002, at which the following parties were in attendance:

US LEC of Tennessee, Inc. – **Henry Walker, Esq.**; Boulton, Cummings, Conners & Berry, PLC, 414 Union Street, Suite 1600, Nashville, Tennessee 37219 (by telephone)

Electric Power Board of Chattanooga – **Carlos C. Smith, Esq., Mark W. Smith, Esq.**; Strang, Fletcher, Carriger, Walker, Hodge, & Smith, PLLC, 400 Krystal Building, One Union Square, Chattanooga, Tennessee 37402 (by telephone)

At the August 21, 2002 Status Conference, the parties agreed to the following schedule, which the Hearing Officer establishes as the procedural schedule in this matter:

**August 28, 2002**

Each party shall serve all discovery requests upon the opposing party and shall file such requests with the Authority.

**September 4, 2002**

The parties shall present oral argument on the motion to dismiss filed by Electric Power Board of Chattanooga at **3:00 p.m.**

**September 13, 2002**

Each party shall serve its responses to all discovery requests upon the opposing party and shall file such responses with the Authority.

**September 30, 2002**

Each party shall file with the Authority the pre-filed testimony of all witnesses whom the party intends to call to testify at the hearing.

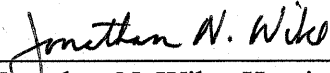
**October 14, 2002**

Each party shall file with the Authority any rebuttal testimony.

**November 4, 2002**

Hearing on the merits.

All filings are required to be submitted to the Authority no later than **2:00 p.m.** on the date they are due. Requests for extensions of time shall be made by written motion and shall state the grounds therefor.

  
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Jonathan N. Wike, Hearing Officer